S.B.Cr.Misc. Bail App. No. 4821/2007
(Moola Ram & Ors. Vs. State of Rajasthan)

Date of order : 26/09/2007

HON'BLE MR.H.R.PANWAR, J.

Mr. R.S.Chundawat for the petitioners.

Mr. Ashok Upadhyay, Public Prosecutor.

Heard learned counsel for the petitioners and the Public Prosecutor for the State. Perused the order impugned and challan papers.

It is contended by learned counsel for the petitioners that there is no allegation against the present petitioners causing any injury to the deceased. The fatal injury to the deceased has been assigned to co-accused Daya Shankar. So far as the present petitioners are concerned, the allegation against them is that they inflicted injury to Mangilal, Mahaveer and Chotu. The injuries suffered by these persons are simple in nature by blunt object on non-vital parts.

Looking to the facts and circumstances of the case and the fact that fatal injury has been assigned to Daya Shankar and similarly situated co-accused Dulichand has been granted bail by this Court, having considered the oral arguments advanced by both the parties, I think it just and proper to enlarge the accused petitioners on bail.

Accordingly, this bail application filed under Sec. 439 Cr.P.C. is

allowed and it is directed that petitioners Moola Ram S/o Girdhari Gurjar, Mahendra @ Ghassa Ram S/o Ramdev Gujar and Mahadev S/o Somnath Gujar be released on bail in FIR No. 109/07 P.S. Phooliyan Kalan, district Bhilwara, provided each of them executes a personal bond for a sum of Rs. 20,000/- with two sound and solvent sureties in the sum of Rs. 10,000/- each to the satisfaction of learned trial court for their appearance before that court on each and every date of hearing and whenever called upon to do so till the completion of the trial.

(H.R.PANWAR), J.

RP